

Department of Permits and Development Management
111 West Chesapeake Avenue
Towson, Maryland 21204
Baltimore County, Maryland

In the Matter of
Gloria Whitlock
Respondent

Civil Citation No. 70295
8034 Eastdale Road

FINDINGS OF FACT AND CONCLUSIONS OF LAW
FINAL ORDER OF THE CODE ENFORCEMENT HEARING OFFICER

This matter came before the Baltimore County Code Enforcement Hearing Officer on March 24, 2010 for a Hearing on a citation for violations under the Baltimore County Code (BCC) section 13-4-201 (b)(d), failure to store waste in a rodent resistant, watertight container with tight fitting lids on residential property zoned DR 10.5 known as 8034 Eastdale Road, 21224.

On January 6, 2010, pursuant to Baltimore County Code §3-6-205, Inspector Robert Moorefield issued a Code Enforcement & Inspections Citation. The citation was sent to the Respondent by 1st class mail to the last known address listed in the Maryland State Tax Assessment files.

The citation proposed a civil penalty of \$200.00 (two hundred dollars).

The following persons appeared for the Hearing and testified: Christopher James Whitlock, son of the Respondent and Robert Moorefield, Baltimore County Code Enforcement Officer.

After proper consideration of all the evidence and testimony presented, the Hearing Officer finds:

A. This Citation was issued on January 6, 2010 without prior Correction Notice pursuant to the Department's adopted criteria, for activity that contributes to the propagation of rodents including the improper storage, placement and removal of garbage and rubbish. BCC Section 3-6-205. This Hearing was rescheduled due to inclement weather, with written notice to Respondent.

B. Inspector Robert Moorefield testified that he inspected this property on trash collection day after the area's trash had been collected, and found an overflowing garbage can inside the fence and garbage bags on the ground. Re-inspection on March 16, 2010 found the violations corrected.

C. Christopher James Whitlock, Respondent's son, appeared for this Hearing and testified that his mother is elderly and that he has taken steps to help her correct the violations. Because compliance is the goal of code enforcement, and the violation was corrected prior to this Hearing, the proposed civil penalty will be rescinded. Respondent is advised that under departmental policy, any repeat violation will be subject to immediate Citation with possible civil penalty.

IT IS ORDERED by the Code Enforcement Hearing Officer that the proposed civil penalty is RESCINDED and reduced to zero dollars.

ORDERED this 31st day of March 2010

Signed: ORIGINAL SIGNED
Margaret Z. Ferguson
Baltimore County Hearing Officer

NOTICE TO RESPONDENT: The Respondent is advised that (1) pursuant to §3-6-206(g)(2) of the Baltimore County Code, the Respondent may make written application to the Director of the Department of Permits & Development Management within 10 days to modify or amend this order and (2) pursuant to §3-6-301(a), Baltimore County Code, the Respondent may appeal this order to the Baltimore County Board of Appeals within fifteen (15) days from the date of this order; any such appeal requires the filing of a petition setting forth the grounds for appeal, payment of a filing fee of \$150 and the posting of security to satisfy the penalty assessed.